



Practitioner's Dock t No. 49668 (70281)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: T. AWAMURA, et al.

Application No.: 09/529,234

Group No.: 1623

Filed: April 6, 2000

Examiner: E. White

For: RAPIDLY SOLUBLE FILM PREPARATION

BOX AF

Commissioner for Patents
Washington, D.C. 20231

PATENT
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\$ AF
1623
#10
10-28-02
Done

AMENDMENT TRANSMITTAL

1. Transmitted herewith is a Request for Reconsideration for this application.

STATUS

2. Applicant is

- ☐ a small entity. A statement:
☐ is attached.
☐ was already filed.
☒ other than a small entity.

EXTENSION OF TERM

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the **BOX AF**, Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office (703) _____.

Edward J. Adamson
Signature

(type or print name of person certifying)

Date: October 18, 2002

10/25/2002 AWONDAF1 00000031 09529234

01 FC:1251

110.00 OP

(Amendment Transmittal--page 1 of 4)

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) – If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. Section 1.645 for extensions of time in interference proceedings, and 37 C.F.R. Section 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

(complete (a) or (b), as applicable)

- (a) ☒ Applicant petitions for an extension of time under 37 C.F.R. Section 1.136
(fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input checked="" type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$ 1,440.00	\$ 720.00

Fee: \$ 110.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for ___ months has already been secured. The fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below

(Col.1)	(Col. 2)	SMALL ENTITY			OR	OTHER THAN A SMALL ENTITY	
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee		Rate	Addit. Fee
			\$9.00	\$		\$18.00	\$
Independent Claims			\$42.00	\$		\$84.00	\$
First Presentation of Multiple Dependent Claim+			\$140.00	\$		\$280.00	\$
						Total Addit. Fee	\$

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
 ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: "After final rejection or action (Section 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. Section 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

- (c) ☒ No additional fee for claims is required.

OR

- (d) ☐ Total additional fee for claims required \$ _____.

FEE PAYMENT

5. ☒ Attached is a check in the sum of \$ 110.00.
☐ Charge Account No. _____ the sum of \$ _____.
A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. ☒ If any additional extension and/or fee is required, charge Account No. 04-1105.

AND/OR

- ☐ If any additional fee for claims is required, charge Account No. _____.

Reg. No. 50,927

Tel. No. 617-439-4444

Customer No. 21874

Edward J. Adamson

SIGNATURE OF PRACTITIONER



(type or print name of practitioner)

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Boston, Massachusetts 02209



Docket No. 49668 (70281)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Awamura, et al.

SERIAL NO.: 09/529,234

EXAMINER: E. White

FILED: April 6, 2000

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Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT AFTER FINAL REJECTION UNDER 37 CFR §1.116

In response to the Office Action dated June 18, 2002, please amend the above-identified application as set forth below.

IN THE CLAIMS:

Please cancel claim 12 without prejudice.

Kindly amend the claims to read as follows:

1. A soluble film preparation for oral administration comprising a drug, an edible polymer and a monosaccharide or a oligosaccharide, wherein film is obtained by spreading and drying and has an elution rate of more than about 50% per 10 minutes and wherein the drug is a compound enhanced in internal absorption by forming a solid solution with the edible polymer.

4. The soluble film preparation according to claim 1, in which the compound is at least one of nilvadipine, nifedipine, phenytoin, chloramphenicol, griseofulvin, or sulfamethizole.

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Do not enter
this Amendment
E.W.
10/29/2002